

## IN THE MICHIGAN COURT OF APPEALS

### ORDER

Re: **David Slaggert v Michigan Cardiovascular Institute PC**  
Docket No. **260776**  
L.C. No. **04-052690-NH**

E. Thomas Fitzgerald, Judge, acting under MCR 7.211(E)(2), orders:

The motion to file a late answer to the motion to strike is GRANTED. The answer received on January 5, 2006, is accepted for filing.

The motion to strike is GRANTED and the appellees' brief is STRICKEN. The record on appeal consists of the record made in the trial court. MCR 7.210(A)(1).

Appellees may file an amended brief within 14 days of the certification of this order which eliminates any exhibits or references to material that were not presented in the trial court.

Appellants may file an amended reply brief within 14 days of service of the amended appellee brief.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 24 2006

Date

*Sandra Schultz Mengel*  
Chief Clerk